


Form PTO-1390 (Rev. 02-2005)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER ABE-032
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. 10/534872
INTERNATIONAL APPLICATION NO. PCT/JP2003/013686	INTERNATIONAL FILING DATE October 24, 2003	PRIORITY DATE CLAIMED November 15, 2002	
TITLE OF INVENTION DISCHARGE DEVICE FOR WORKED MATERIAL			DATE May 12, 2005
APPLICANT(S) FOR DO/EO/US Masatsuki MATSUMOTO and Shinsuke MATSUMOTO			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). (54 pages and 21 sheets of drawings (Figs. 1-27)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 			
Items 11 to 20 below concern document(s) or information included:			
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 14. <input checked="" type="checkbox"/> An Assertion of Entitlement to Small Entity Status. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <ol style="list-style-type: none"> a. PCT/RO/101 b. PCT/RO/105 c. PCT/ISA/210 d. PCT/IB/301 e. PCT/IB/304 f. PCT/IB/306 g. PCT/IB/308 h. WO 2004/045788 A1 			

U.S. Application No. Not yet assigned 10/534872		International Application No. PCT/JP2003/013686		Attorney's Docket No. ABE-032	
				CALCULATIONS	PTO USE ONLY
The following fees are submitted:					
21. [XX] Basic National Stage Fee \$300.00				\$ 300.00	
22. [XX] Examination fee If international preliminary examination report prepared by UPSTO and all claims satisfy provisions of PCT Article 33(1)-(4) \$100.00 All other situations \$200.00				\$ 200.00	
23. [XX] Search Fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100.00 International Search Report prepared and provided to the Office \$400.00 All other situations \$500.00				\$ 400.00	
TOTAL OF 21, 22 AND 23 =				\$ 900.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					
National Stage Application Size Fee - If the specification and drawings exceed 100 sheets, the application size fee due is \$250.00 for each additional 50 sheets or fraction thereof.					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	20 - 20		x \$ 50.00	\$ 0.00	
Indep. claims	2 - 3		x \$ 200.00	\$ 0.00	
Multiple dependent claim(s) (if applicable)			+ \$ 360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 900.00	
Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 450.00	
SUB TOTAL =				\$ 450.00	
Processing fee \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 450.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 490.00	
				Amount to be refunded:	\$
				charged	\$
<p>a. [XX] Payment in the amount of <u>\$490.00</u> is authorized by credit card (PTO-2038).</p> <p>b. [] Check in the amount of <u>\$*.00</u> to cover the above fees is enclosed.</p> <p>c. [] Please charge my Deposit Account No. <u>111833</u> in the amount of \$_____ to cover the above fees.</p> <p>d. [XX] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>111833</u>.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to review (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.</p>					
<p>SEND ALL CORRESPONDENCE TO:</p> <p>KUBOVCIK & KUBOVCIK The Farragut Building Suite 710 900 17th Street, N.W. Washington, D.C. 20006</p>			<p style="text-align: center;"></p> <p>Signature Keiko Tanaka Kubovcik Name 40,428 Registration Number May 12, 2005 Date</p>		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PCT

Intl.
Appl. No. : PCT/JP2003/013686
Applicant : Masatsuki MATSUMOTO et al.
Intl. Appl.
Filed : October 24, 2003
TC/A.U. : Not Assigned
Examiner : Not Assigned
Dkt. No. : ABE-032
Cust. No. : 20374

TRANSMITTAL OF ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 12, 2005


Sir:

The applicants claim small entity status as provided under 37 CFR §1.27(a)(2). An executed Assertion of Entitlement to Small Entity Status is attached hereto.

In the event any fees are due in connection with this matter the Commissioner is authorized to debit our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK


Keiko Tanaka Kubovcik
Reg. No. 40,428

Atty. Docket No. ABE-032
The Farragut Building
Suite 710
900 17th Street, N.W.
Washington, D.C. 20006
Tel: 202-887-9023
Fax: 202-887-9093
KTK/jbf

ASSERTION OF ENTITLEMENT TO SMALL ENTITY STATUS

Inventors: Masatsuki Matsumoto, Shinsuke Matsumoto

Title of the Invention: Discharge Device For Worked Material

☐ Filed: _____

☒ Submitted herewith

Matsumoto Industry Co., LTD., the assignee of the entire right, title and interest in the above-identified application, is entitled to small entity status with respect to the above-identified application as a small business concern as defined under 37 C.F.R. 1.27 (a)(2).

Signature: 松本 茂樹

Name: Shigeki Matsumoto

Date: 4/23/2005